24/12/07

(24)

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 7576 of 2007

PETITIONERS

1 Rajjan Lal Jha,
S/o Late Bhaiyalal Jha,
Aged about 57 years, Assistant Teacher,
Govt. Boys Primary School, Kanharpuri,
District Rajnandgaon (C.G.)

2. Ashok Kumar Sharma,
S/o Shri Bhagwati Prasad Sharma,
Aged about 43 years, Assistant Teacher,
R/o Village Pausri, Block Simga,
District Raipur (C.G.)

Versus

RESPONDENTS

1 State Govt. of Chhattisgarh,
Through : Secretary, School Education,
D.K.S.Bhawan, Raipur (C.G.)

2 Director
Lok Shikshan, Raipur (C.G.)

3 District Education Officer,
District Rajnandgaon/Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri Somkant Verma counsel for the petitioners.

Shri Pradeep Singh, Panel Lawyer for the State on advance copy.

ORAL ORDER
(20.12.2007)

SUNIL KUMAR SINHA, J.

Heard finally with the consent of the parties.

Learned counsel for the petitioners submits that the petitioners are working as Assistant Teachers. He also submits that according to circular dated 20.1.1987 issued by the School Education Department of the erstwhile State of Madhya Pradesh, the case of the petitioners should have been considered for promotion but it has not been considered so far. The copy of circular has been filed as Annexure P/3. For the time being, he makes a limited prayer that the petitioners may be permitted to file a representation before the concerned authority and the concerned authority may be directed to dispose of their representations in light of the circular dated 20.01.1987 issued by the Government within stipulated period granted by this Court.

This limited prayer made by learned counsel for the petitioners is not opposed by learned counsel for the State.

Considering the facts and circumstances of this case, it is directed that if so advised, the petitioners may file detailed representations before the concerned authority within a period of 15 days from today along with copy of this order and copy of writ petition and if such representations are filed, the concerned authority shall dispose of the same within a period of 3 months from the date of filing of representations in accordance with Rule.

The petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge

vatti